IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH
&
THE HONOURABLE MR. JUSTICE A.K.BASHEER

WEDNESDAY, THE 25TH JULY 2007 / 3RD SRAVANA 1929

RP.No. 943 of 2006(S)

AGAINST THE JUDGEMENT/ORDER IN COC.935/2005 Dated 6/12/05
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REVIEW PETITIONER/PETITIONER:

V.K.SHAMSUDHEEN, AGED 52 YEARS,
S/O. M.K.M.METHA, VARISSERIL HOUSE,
MARIATHURUTHU P.O., KOTTAYAM.

BY ADV. SRI.BABU JOSEPH KURUVATHAZHA

RESPONDENTS: RESPONDENTS:
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1. **JOSEMON ANTONY, AGE AND NAME OF THE FATHER ARE NOT KNOWN TO THE PETITIONER, WORKING AS THE EXECUTIVE ENGINEER, P.W.D.ROADS DIVISION, KOTTAYAM.**

2. **K.JOSEPH MATHEW, AGE AND NAME OF THE FATHER ARE NOT KNOWN TO THE PETITIONER, WORKING AS THE CHIEF ENGINEER, P.W.D., (ROADS & BRIDGES), THIRUVANANTHAPURAM.**

BY GOVERNMENT PLEADER SMT/ K.R. DEEPA

THIS REVIEW PETITION HAVING BEEN FINALLY HEARD ON 25/07/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

KURIAN JOSEPH & A.K.BASHEER,JJ.

R.P.No.943 of 2006 in
Contempt of Court Case No.935 of 2005

Dated this the 25th day of July, 2007

O R D E R

Kurian Joseph,J.

This is a petition to review the judgment dated 6-12-2005 in Contempt of Court Case No.935/2005. The Contempt of Court Case was dismissed by this court finding that there is no contumacious conduct on the part of the respondents. Guardedly we made it clear that the judgment in the Contempt of Court Case will not preclude the petitioner from taking appropriate steps in fighting out the case on merits. We do not find any ground to review the judgment since this court has rightly entered a finding that there is no contumacious conduct on the part of the respondents so as to proceed against them under the Contempt of Courts Act. If the petitioner has a grievance regarding merits in the case it is for him to pursue the same in appropriate proceedings.

This review petition is accordingly dismissed.

(KURIAN JOSEPH, JUDGE)

(A.K.BASHEER, JUDGE)

ahg.